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DRAFT -- Oct. 30

**PHILIP MORRIS STATEMENT  
ON RULING DENYING SUMMARY JUDGMENT**

Today's ruling denying the companies' motion for summary judgment is no victory for the government. This case is far from over.

Although the court did not adopt the companies' view of the FDA's authority, the ruling today is a far cry from an endorsement of the agency's actions.

Philip Morris USA continues to believe strongly that the FDA is wholly without legal authority to regulate cigarettes, and it fully expects that view ultimately to prevail in this case.

Philip Morris and the other companies intend to push ahead with this challenge to the FDA's unprecedented and illegal usurpation of Congressional authority.

Along with Philip Morris, the plaintiffs are ----

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